

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT		1. CONTRACT ID CODE		PAGE OF PAGES 1 4	
2. AMENDMENT/MODIFICATION NO. P00042		3. EFFECTIVE DATE SEE BLOCK 16C		4. REQUISITION/PURCHASE REQ. NO.	
6. ISSUED BY COMMANDER, 02-31B SPACE AND NAVAL WARFARE SYSTEMS COMMAND 4301 PACIFIC HIGHWAY SAN DIEGO, CA 92110-3127 G. Moran, 02-31B, (858)537-0440, morang@spawar.navy.mil		CODE N00039		5. PROJECT NO. (If applicable)	
		7. ADMINISTERED BY (If other than Item 6) DCMC Atlanta, Greensboro Area Office Lucent Residency PO Box 20046, Guilford Center Greensboro, NC 27420-0046 rberrylacy@dcmde.dla.mil		CODE S1103A	
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State, and ZIP Code) LUCENT TECHNOLOGIES, INC. 5440 MILLSTREAM ROAD McLeansville, NC 27301 Send Orders To: Admin Mailing Address Lucent Technologies Government Solutions 9665 Chesapeake Drive, Suite 230 San Diego CA 92123				9A. AMENDMENT OF SOLICITATION NO.	
				9B. DATED (SEE ITEM 11)	
CODE 09JX9				10A. MODIFICATION OF CONTRACT/ORDER NO. N68939-97-D-0040	
FACILITY CODE				10B. DATED (SEE ITEM 13) 29 July 1997	
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS					

☐ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers ☐ is extended, ☐ is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing Items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter of telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

To Be Specified on the Individual Delivery Orders

13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS.
IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

(✓)	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A. (Specify authority) THE CHANGES
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b)
X	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: Mutual Agreement of the Parties, Section H.3, Clause "Technology Improvements"
	D. OTHER

E. IMPORTANT: Contractor is not X is required to sign this document and return 1 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

1. The purpose of this modification is to add SCLIN 4786AF NeuroServer 100 Concurrent User License, Update the Lucent GSA Schedule Catalog Subset of Maintenance, the Lucent GSA IT Product Catalog, Section G, Technical Points of Contact, the COR to Mr. Ted Wolken, the Program Manager to Ms. Barbara Johnson, delete the lease to own pre-priced SCLINs and add CLIN 0900 Customized Leasing to the Btables, replace clause H-40 Lease Indexation with H-40 Leasing Terms and Conditions, add language to Section E incorporating the use of DD Form 1155 and GSA Form 300 for inspection /acceptance, delete the clause at I15.2 Invoicing For Lease And Lease-To-Own (LTO) CLIN'S/SCLIN'S.... as indicated on the following pages:

Continued on Page 2

15A. NAME AND TITLE OF SIGNER (Type of print):KL JM SMITH V.V.D. CONTRACTS MGR		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or Print) CARLA BROWN	
15B. CONTRACT/OFFEROR JM Smith (Signature of person authorized to sign)	15C. DATE SIGNED 2/22/01	16B. UNITED STATES OF AMERICA Carla Brown (Signature of Contracting Officer)	16C. DATE SIGNED 3-8-01

2. SCLIN 4786AF NeuroServer 100 Concurrent User License is hereby added effective 21 August 2000, IAW Exhibit P42 A1E Enterprise Connectivity, Interoperability, Communications and Management and is available on the World Wide Web at: (<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)
3. CLIN 0900 Customized Leasing is added IAW P42 E1 ODC's and is available on the World Wide Web at: (<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)
4. The following columns are deleted on the Btables as indicated below:
 - a. The Columns titled "4 Year LTO CLIN/ SCLIN" and "4 Year LTO Price (Annual)" on the Btables A1A
 - b. The Columns titled "3 Year LTO CLIN/ SCLIN", "Lease CLIN/SCLIN", "4 Year LTO Price (Annual)" and Lease (Annual) on the Btables A1C
 - c. The Columns titled "3 Year LTO CLIN/ SCLIN", "Lease CLIN/SCLIN", "4 Year LTO Price (Annual)" and Lease (Annual) on the Btables A1D
 - d. The Columns titled "3 Year LTO CLIN/ SCLIN", "Lease CLIN/SCLIN", "4 Year LTO Price (Annual)" and Lease (Annual) on the Btables A1E
 - e. The Columns titled "3 Year LTO CLIN/ SCLIN", "Lease CLIN/SCLIN", "4 Year LTO Price (Annual)" and Lease (Annual) on the Btables A1F
5. Section C, Paragraph 7. Delete all references to the phrase "(first CLIN denotes purchase, second - LTO, third - straight lease)" as these CLINs/SCLINs have been deleted on the Btables..
6. Section E, Paragraph E.2.1.1 replace the 3rd sentence with the following: "The approving and accepting authority will perform inspection and will sign the Standard Form 1449, DD Form 1155 or GSA Form 300 attesting to item acceptance."
7. Section E, Paragraph E.2.2. replace the 3rd sentence with the following: "The ACO or his designated representative will perform inspection and will sign a Standard Form 1449, DD Form 1155 or GSA Form 300 attesting to item acceptance."
8. Section E, Paragraph E.3. replace the 3rd sentence with the following: "The approving and accepting authority will perform inspection and will sign a Standard Form 1449, DD Form 1155 or GSA Form 300 attesting to item acceptance".
9. Section E, Paragraph E.4. replace the last sentence with the following: "The approving and accepting authority will perform inspection and will sign a Standard Form 1449, DD Form 1155 or GSA Form 300 attesting to item acceptance."
10. Replace Section E, P00019 with Section E, P00042, which is available on the World Wide Web at: (<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)
11. Section I, Delete Paragraph I15.2 INVOICING FOR LEASE AND LEASE-TO-OWN (LTO) CLIN'S/SCLIN'S.

12. Replace Section I, P00011 with Section I, P00042, which is available on the World Wide Web at:
(<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)
13. Replace SCLIN 1012AA Lucent GSA IT Schedule Subset to Contract GS-35F-4321D, GSA Mod #180 dated 26 January 2000 from modification P00038 with the Lucent GSA IT Schedule Subset to Contract GS-35F-4321D, GSA Mod #273 dated 17 December 2000 with IAW Exhibit P42 A1A Digital Switching Systems Part B3 which is available on the World Wide Web at
(<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)
14. Replace SCLIN 1013AA Lucent GSA IT Schedule Subset to Contract GS-35F-4321D, GSA Mod #180 dated 26 January 2000 from modification P00038 with the Lucent GSA IT Schedule Subset to Contract GS-35F-4321D, GSA Mod #273 dated 17 December 2000 with IAW Exhibit P42 A1A Digital Switching Systems Part B3 which is available on the World Wide Web at
(<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)
15. Replace SCLIN 1014AA Lucent GSA IT Schedule Subset to Contract GS-35F-4321D, GSA Mod #180 dated 26 January 2000 from modification P00038 with the Lucent GSA IT Schedule Subset to Contract GS-35F-4321D, GSA Mod #273 dated 17 December 2000 with IAW Exhibit P42 A1A Digital Switching Systems Part B3 which is available on the World Wide Web at
(<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)
16. Replace SCLIN 1012AB Lucent GSA IT Schedule Subset of Maintenance Only PEC's for Contract GS-35F-4321D, GSA Mod #202 dated 14 February 2000 from modification P00038 with the Lucent GSA IT Schedule Subset of Maintenance Only PEC's for Contract GS-35F-4321D, GSA Mod #273 dated 17 December 2000 with IAW Exhibit P42 A1A Digital Switching Systems Part B3 which is available on the World Wide Web at (<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)
17. The following changes have been made to Section G.
 - a. Paragraph G-4.3, Add Barbara Johnson, VIVID Program Manager, Phone: (858) 537-0324, Fax: (619) 524-7398, Internet E-mail: barbaraj@spawar.navy.mil.
 - b. Paragraph G4.4 replace Kevin P. McNally, Phone: (858) 537-0325, Fax: (619) 524-7398, Internet email: mcnallyk@spawar.navy.mil with Ted Wolken, Phone: (858) 537-0416, Fax: (619) 524-7398, Internet email: wolkent@spawar.navy.mil.
 - c. Paragraph G12.1 delete Jim Bachrach, Phone: (619) 524-7526, Internet email: bachrach@spawar.navy.mil.
 - d. Paragraph G8.1 The Contracting Officer hereby designates the following individual as the Contracting Officer's Representative (COR): replace Claudia Judge with Ted G. Wolken.
 - e. Paragraph G6.3.5 Add "(See CLIN 0900 Customized Leasing)".
 - f. Paragraph G19.3 add "CLIN 0900 Customized Leasing Order"

18. Replace Section G, P00041 with Section G, P00042, which is available on the World Wide Web at: (<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)

19. The clause in Section H, Paragraph H.40 Leasing Indexation is replaced with clause H.40 Lease Terms and Conditions as follows:

H.40 Lease Terms and Conditions

H40.1 Each lease transaction shall be initiated by a delivery order under CLIN 0900 Customized Leasing, which shall specify the terms of the transaction. Equipment leased pursuant to a delivery order may include software, as well as hardware (collectively the "Assets"). Any such software shall be deemed to be licensed pursuant to the applicable standard commercial software licensing terms and conditions contained in this contract, for the duration of the lease term.

H40.2 Instructions to Ordering Officers. Ordering officers are responsible for ensuring that the requirements of FAR 7.4 and DFARS 207.4 have been satisfied prior to issuing a delivery order pursuant to this clause. Ordering officers are reminded that each delivery order for leasing should address the following:

1. Type of Lease, either capital lease or operating lease.
2. Length of the lease term including all options.
3. Early termination of lease
4. Correct type of appropriations for the lease type.
5. Lease payment terms and payment frequency.
6. Lease commencement date.
7. Additions of any accessory, upgrade, or other devices on the asset(s).
8. Relocation of assets during the lease term.
9. Risk of loss
10. When/if does title pass to the government
11. Maintenance of assets during the lease term.
12. Return of asset(s).

20. Replace Section H, P00037 with Section H, P00042, which is available on the World Wide Web at: (<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)

21. Change the language under Pricing Exhibit P41 – A1H - Local Access the unit description to read: "LOCAL ACCESS AND USAGE SCLINS PRICES DO NOT EXCEED STATE SPECIFIC GENERAL LOCAL ACCESS TARIFF RATES." Replace Pricing Exhibit P41 A1H Local Access with Exhibit P42 A1H Local Access which is available on the World Wide Web at (<http://www.lucent.com/enterprise/gov/vivid/> or <http://www.it-umbrella.navy.mil>)

22. All other terms and conditions of contract N68939-97-D-0040 remain unchanged and in full force and effect.